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## PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

First named inventor

Kleinitz et al.

Group Art Unit: 2614

App. No.

09/869,408

Filed

October 1, 2001

Title

A SYSTEM AND METHOD FOR

INTELLIGENT

NETWORK SERVICES

Examiner

Thjuan Knowlin Addy

## **Mail Stop Petition**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## PETITION FOR REVIVAL ABANDONED APPLICATION UNDER 37 CFR 1,137(b)

The above-identified application became unintentionally abandoned for failure to file a timely and proper response to the Office Action mailed on August 17, 2006, which set a three month period for response. The abandonment date of this application is February 18, 2007 (i.e., the day after the expiration of the date of the period set for response, plus any extensions of time obtained therefore). Applicant hereby petitions to reinstate the above-identified patent under 37 C.F.R. 1.137(b). Please note that a response to the August 17, 2006 Office Action is filed concurrently herewith. Applicant submits that a Terminal Disclaimer is unnecessary as this application was filed after June 8, 1995.

With regard to the events relating to the unintentional abandonment, Applicant respectfully submits the following:

## 1. Response

The response to the above-noted Office Action in the form of an Amendment in 6 pages is enclosed herewith.

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2. Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

3. Extension

Petitioner hereby requests a three-month extension of time under 37 C.F.R. § 1.136(a) extending the period for response to the Office Action mailed August 17, 2006 from November 17, 2006 to February 17, 2007.

4. <u>Fees</u>

a. The three-month extension fee of \$1,020.

b. Petition fee as set forth in 37 C.F.R. §1.17(m) of \$1,500.

(X) Fees will be paid via EFS Web.

With regard to the events relating to the unintentional abandonment, Applicant respectfully submits the following:

The Office Action dated August 17, 2006 was mailed to Flehr Hohback Test in San Francisco. However, Flehr Hohback no longer represents the Applicant and did not forward the Action to Applicant's new attorneys. Applicant's representatives did not receive the Office Action until after receiving the Notice of Abandonment dated April 10, 2007.

(X) Please charge any additional fees or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE MARTENS, OLSON & BEAR, LLP

Dated: 6/11/07

By:\_\_\_\_\_

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